

This is not the official court record. Official records of court proceedings may only be obtained directly from the court maintaining a particular record.

Phyllis Sharum v. Nelu Danciu, Apollo Express, LLC

| | |
|-------------|-------------------------------|
| Case Number | 14C01-2007-CT-000413 |
| Court | Daviess Circuit Court |
| Type | CT - Civil Tort |
| Filed | 07/17/2020 |
| Status | 07/17/2020 , Pending (active) |

Parties to the Case

Defendant Danciu, Nelu

| | |
|----------|---|
| Address | 1420 Ridge Road Lawrenceville, GA 30043 |
| Attorney | Paul Thomas Belch <i>#1853349, Retained</i> Travelers Staff Counsel 280 East 96th Street Suite 325 Indianapolis, IN 46240 317-818-5111(W) |

Defendant Apollo Express, LLC

| | |
|----------|---|
| Address | Truck Process Agents of America Pamela Warner, 306 E. Columbia St. Attica, IN 47918 |
| Attorney | Paul Thomas Belch <i>#1853349, Retained</i> Travelers Staff Counsel 280 East 96th Street Suite 325 Indianapolis, IN 46240 317-818-5111(W) |

Plaintiff Sharum, Phyllis

| | |
|----------|--|
| Address | 5041 S. 100 East Washington, IN 47501 |
| Attorney | Brad Smith <i>#2278347, Retained</i> 104 Franklin Road Bloomington, IN 47404 812-332-9451(W) |

Chronological Case Summary

07/17/2020 **Case Opened as a New Filing**

07/17/2020 Complaint/Equivalent Pleading Filed

Complaint

Filed By: Sharum, Phyllis

File Stamp: 07/17/2020

07/17/2020 Appearance Filed

Appearance

For Party: Sharum, Phyllis

File Stamp: 07/17/2020

07/17/2020 Subpoena/Summons Filed

Summons Danciu

Filed By: Sharum, Phyllis

File Stamp: 07/17/2020

07/17/2020 Subpoena/Summons Filed

Summons Apollo Express

Filed By: Sharum, Phyllis

File Stamp: 07/17/2020

08/12/2020 Appearance Filed

Appearance

For Party: Danciu, Nelu

For Party: Apollo Express, LLC

File Stamp: 08/12/2020

08/12/2020 Notice to Court Filed

Notice of Defendants' Removal of Cause to Federal Court

Filed By: Danciu, Nelu

Filed By: Apollo Express, LLC

File Stamp: 08/12/2020

Financial Information

* Financial Balances reflected are current representations of transactions processed by the Clerk's Office. Please note that any balance due does not reflect interest that has accrued – if applicable – since the last payment. For questions/concerns regarding balances shown, please contact the Clerk's Office.

Sharum, Phyllis

Plaintiff

Balance Due (as of 08/12/2020)

0.00**Charge Summary**

| Description | Amount | Credit | Payment |
|-----------------------------|--------|--------|---------|
| Court Costs and Filing Fees | 157.00 | 0.00 | 157.00 |

Transaction Summary

| Date | Description | Amount |
|------------|------------------------|----------|
| 07/17/2020 | Transaction Assessment | 157.00 |
| 07/17/2020 | Electronic Payment | (157.00) |

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STATE OF INDIANA)
) SS:
COUNTY OF DAVIESS)
) CAUSE NO.

PHYLLIS SHARUM

VS.

NELU DANCIU AND
APOLLO EXPRESS, LLC

COMPLAINT FOR DAMAGES

Comes now the Plaintiff, Phyllis Sharum, by counsel, Bradford Smith of the Ken Nunn Law Office, and for their cause of action against the Defendants, Nelu Danciu and Apollo Express, LLC, allege and state as follows:

STATEMENT AND JURISDICTION

1. This is a clear liability collision in which Defendants' 2016 Kenworth tractor and attached trailer, was negligently driven by Nelu Danciu causing a collision with the vehicle driven by Plaintiff, Phyllis Sharum. As a result of the collision, Plaintiff has incurred medical expenses, lost wages, property damage and other special expenses in an amount to be proven at trial of this cause.

2. Jurisdiction and venue are appropriate in Daviess County, Indiana, as said collision occurred within the boundaries of Henry County, State of Indiana.

FIRST CAUSE OF ACTION

NEGLIGENCE OF NELU DANCIU

3. Plaintiff realleges and incorporate herein by reference paragraphs 1 through 2 above as if fully restated verbatim.

4. On or about February 6, 2020, Defendant Nelu Danciu negligently drove a tractor-trailer striking the vehicle driven by Plaintiff, Phyllis Sharum.

5. Defendant Nelu Danciu had a duty to operate his tractor trailer in a safe and reasonable manner.

6. Defendant Nelu Danciu failed in the above mentioned duties and is therefore

negligent.

7. Defendant Nelu Danciu's negligence was the direct and proximate cause of Plaintiff's injuries.

8. Plaintiff Phyllis Sharum's injuries and damages are permanent.

9. As a direct and proximate result of Nelu Danciu's negligence, Phyllis Sharum has suffered lost wages.

10. Plaintiff, Phyllis Sharum, has incurred medical bills for the treatment of her injuries directly resulting from this collision.

11. As a direct and proximate result of Nelu Danciu's negligence, Phyllis Sharum has experienced physical and mental pain and suffering, lost wages and property damage and has lost the ability to perform usual activities, resulting in a diminished quality of life.

SECOND CAUSE OF ACTION

NEGLIGENCE PER SE OF NELU DANCIU

12. Plaintiff realleges and incorporate herein by reference paragraphs 1 through 11 above as if fully restated verbatim.

13. Nelu Danciu violated state and federal statutes and regulations including but not limited to Title 9 of the Indiana Code.

14. Defendant Nelu Danciu's statutory violations directly and proximately caused Plaintiff's damages and injuries.

15. Defendant Nelu Danciu is negligent per se based on these statutory and regulatory violations.

THIRD CAUSE OF ACTION

RESPONDEAT SUPERIOR OF APOLLO EXPRESS, LLC

16. Plaintiff realleges and incorporate herein by reference paragraphs 1 through 15 above as if fully restated verbatim.

17. Defendant Nelu Danciu was the employee, agent, servant, or independent contractor for Apollo Express, LLC. Accordingly, Apollo Express, LLC is vicariously

liable for the acts of Defendant Nelu Danciu for the causes of action above.

WHEREFORE, the Plaintiff, Phyllis Sharum, by counsel Bradford Smith of the Ken Nunn Law Office, demand judgment against the Defendants, Nelu Danciu and Apollo Express, LLC for permanent injuries in a reasonable amount to be determined at the trial of this cause, for medical expenses, lost wages, property damage and other special expenses, court costs and all other just and proper relief in the premises.

KEN NUNN LAW OFFICE

BY: s/Bradford J. Smith
BRADFORD J. SMITH, #22783-47
ATTORNEY FOR PLAINTIFF

REPLY

Comes now the plaintiff, by counsel, Ken Nunn Law Office, and requests that this matter be tried by jury pursuant to Trial Rule 38.

KEN NUNN LAW OFFICE

BY: s/Bradford J. Smith
BRADFORD J. SMITH, #22783-47
ATTORNEY FOR PLAINTIFF

Ken Nunn Law Office
104 South Franklin Road
Bloomington, IN 47404
Telephone: 812-332-9451
Fax Number: 812-331-5321
Attorney for Plaintiff

CIRCUIT AND SUPERIOR COURTS FOR THE COUNTY OF DAVIESS
STATE OF INDIANA
COURTHOUSE, 200 E. WALNUT STREET
WASHINGTON, INDIANA 47501
TELEPHONE: 812 254-8664

PHYLLIS SHARUM, Plaintiff

VS.

No. _____

NELU DANCIU AND
APOLLO EXPRESS, LLC, Defendants

SUMMONS

The State of Indiana to Defendant: Nelu Danciu, 1420 Ridge Road, Lawrenceville, GA 30043

You have been sued by the person(s) named "plaintiff" in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which the plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney, within Twenty (20) days, commencing the day after you receive this summons, or judgment will be entered against you for what the plaintiff has demanded. You have twenty-three (23) days to answer if this summons was received by mail. **Such Answer Must Be Made In Court.**

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

7/17/2020

Date: _____

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS



BRADFORD J. SMITH, #22783-47
KEN NUNN LAW OFFICE
104 SOUTH FRANKLIN ROAD
BLOOMINGTON, IN 47404
TELEPHONE: (812) 332-9451/332-9451

ACKNOWLEDGMENT OF SERVICE OF SUMMONS

A copy of the above summons and a copy of the complaint attached thereto were received by me at _____ this _____ day of _____, 2020.

SIGNATURE OF DEFENDANT

PRAECIPE: I designate the following mode of service to be used by the Clerk.

- ☒ By certified or registered mail with return receipt to above address.
- ☐ By Sheriff delivering a copy of summons and complaint personally to defendant or by leaving a copy of the summons and complaint at his dwelling house or usual place of abode with some person of suitable age and discretion residing therein.
- ☐ By _____ delivering a copy of summons and complaint personally to defendant or by leaving a copy of the summons and complaint at his dwelling house or usual place of abode.
- ☐ By serving his agent as provided by rule, statute or valid agreement, to-wit:

KEN NUNN LAW OFFICE

BY: s/Bradford J. Smith
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF MAILING: I certify that on the ___ day of _____, 2020, I mailed a copy of this summons and a copy of the complaint to each of the defendant(s) by (registered or certified mail requesting a return receipt signed by the addressee only, addressed to each of said defendant(s) at the address(es) furnished by plaintiff.

Dated this ___ day of _____, 2020.

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

RETURN OF SERVICE OF SUMMONS BY MAIL: I hereby certify that service of summons with return receipt requested was mailed on the ___ day of _____, 2020, and that a copy of the return of receipt was received by me on the ___ day of _____, 2020, which copy is attached herewith.

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

CERTIFICATE OF CLERK OF SUMMONS NOT ACCEPTED BY MAIL: I hereby certify that on the ___ day of _____, 2020, I mailed a copy of this summons and a copy of the complaint to the defendant(s) by (registered or certified) mail, and the same was returned without acceptance this ___ day of _____, 2020, and I did deliver said summons and a copy of the complaint to the Sheriff of Daviess County, Indiana.

Dated this ___ day of _____, 2020.

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

RETURN OF SUMMONS: This summons came to hand on the ___ day of _____, 2020, and I served the same on the ___ day of _____, 2020.

1. By mailing a copy of the summons and complaint personally to _____ address _____
2. By delivering a copy of summons and complaint personally to _____
3. By leaving a copy of the summons and complaint at _____ the dwelling house or usual place of abode of defendant: _____ (Name of Person) and by mailing by first class mail a copy of the summons on the ___ day of _____, 2020 to _____ his last known address.
4. By serving his agent as provided by rule, statute or valid agreement to-wit: _____
5. Defendant cannot be found in my bailwick and summons was not served.

And I now return this writ this ___ day of _____, 2020.

SHERIFF or DEPUTY

RETURN ON SERVICE OF SUMMONS: I hereby certify that I have served the within summons:

1. By delivery on the ___ day of _____, 2020 a copy of this summons and a copy of the complaint to each of the within named defendant(s) _____.
2. By leaving on the ___ day of _____, 2020 for each of the within named defendant(s) _____ a copy of the summons and a copy of the complaint at the respective dwelling house or usual place of abode with _____ a person of suitable age and discretion residing therein whose usual duties or activities include prompt communication of such information to the person served.
3. _____ and by mailing a copy of the summons without the complaint to _____ at _____ the last known address of defendant(s).

All done in Daviess County, Indiana.

Fees: \$ _____

SHERIFF or DEPUTY

APPEARANCE FORM (CIVIL)**Initiating Party**

| | |
|--|--|
| CAUSE NO: | |
| 1. Name of first initiating party | Phyllis K. Sharum 5041 S 100 East Washington, IN 47501 |
| 2. Telephone of pro se initiating party | NA |
| 3. Attorney information (as applicable for service of process) | Bradford J. Smith #22783-47 Ken Nunn Law Office 104 South Franklin Road Bloomington, IN 47404 PHONE: 812 332-9451 FAX: 812 331-5321 Email: bjsmith@kennunn.com |
| 4. Case type requested | CT (Civil Tort) |
| 5. Will accept FAX service | YES |
| 6. Are there related cases | NO |
| 7. Additional information required by State or Local Rules | |
| Continuation of Item 1 (Names of initiating parties) | NAME: NAME: |
| Continuation of Item 3 (Attorney information as applicable for service of process) | |

s/Bradford J. Smith
Attorney-at-Law
(Attorney information shown above.)

Daviess Circuit Court

CIRCUIT AND SUPERIOR COURTS FOR THE COUNTY OF DAVIESS
STATE OF INDIANA
COURTHOUSE, 200 E. WALNUT STREET
WASHINGTON, INDIANA 47501
TELEPHONE: 812 254-8664

PHYLLIS SHARUM, Plaintiff

VS.

No. _____

NELU DANCIU AND
APOLLO EXPRESS, LLC, Defendants

SUMMONS

The State of Indiana to Defendant: Apollo Express, LLC, Truck Process Agents of America, Inc., Pamela Warner, 306 E. Columbia St., Attica, IN 47918; DOT 0001451524

You have been sued by the person(s) named "plaintiff" in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which the plaintiff has made and wants from you.

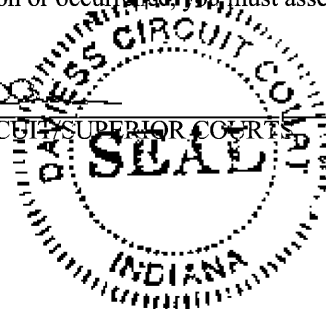
You must answer the complaint in writing, by you or your attorney, within Twenty (20) days, commencing the day after you receive this summons, or judgment will be entered against you for what the plaintiff has demanded. You have twenty-three (23) days to answer if this summons was received by mail. **Such Answer Must Be Made In Court.**

If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

7/17/2020

Date: _____

Bradford J. Smith
CLERK, DAVIESS CIRCUIT & SUPERIOR COURTS



BRADFORD J. SMITH, #22783-47
KEN NUNN LAW OFFICE
104 SOUTH FRANKLIN ROAD
BLOOMINGTON, IN 47404
TELEPHONE: (812) 332-9451/332-9451

ACKNOWLEDGMENT OF SERVICE OF SUMMONS

A copy of the above summons and a copy of the complaint attached thereto were received by me at _____ this _____ day of _____, 2020.

SIGNATURE OF DEFENDANT _____

PRAECIPE: I designate the following mode of service to be used by the Clerk.

- X By certified or registered mail with return receipt to above address.
- ☐ By Sheriff delivering a copy of summons and complaint personally to defendant or by leaving a copy of the summons and complaint at his dwelling house or usual place of abode with some person of suitable age and discretion residing therein.
- ☐ By _____ delivering a copy of summons and complaint personally to defendant or by leaving a copy of the summons and complaint at his dwelling house or usual place of abode.
- ☐ By serving his agent as provided by rule, statute or valid agreement, to-wit:

KEN NUNN LAW OFFICE

BY: s/Bradford J. Smith
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF MAILING: I certify that on the ___ day of _____, 2020, I mailed a copy of this summons and a copy of the complaint to each of the defendant(s) by (registered or certified mail requesting a return receipt signed by the addressee only, addressed to each of said defendant(s) at the address(es) furnished by plaintiff.

Dated this ___ day of _____, 2020.

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

RETURN OF SERVICE OF SUMMONS BY MAIL: I hereby certify that service of summons with return receipt requested was mailed on the ___ day of _____, 2020, and that a copy of the return of receipt was received by me on the ___ day of _____, 2020, which copy is attached herewith.

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

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Dated this ___ day of _____, 2020.

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

RETURN OF SUMMONS: This summons came to hand on the ___ day of _____, 2020, and I served the same on the ___ day of _____, 2020.

1. By mailing a copy of the summons and complaint personally to _____ address _____.
2. By delivering a copy of summons and complaint personally to _____.
3. By leaving a copy of the summons and complaint at _____ the dwelling house or usual place of abode of defendant: _____ (Name of Person) and by mailing by first class mail a copy of the summons on the ___ day of _____, 2020 to _____ his last known address.
4. By serving his agent as provided by rule, statute or valid agreement to-wit: _____.
5. Defendant cannot be found in my bailwick and summons was not served.

And I now return this writ this ___ day of _____, 2020.

SHERIFF or DEPUTY

RETURN ON SERVICE OF SUMMONS: I hereby certify that I have served the within summons:

1. By delivery on the ___ day of _____, 2020 a copy of this summons and a copy of the complaint to each of the within named defendant(s) _____.
2. By leaving on the ___ day of _____, 2020 for each of the within named defendant(s) _____, a copy of the summons and a copy of the complaint at the respective dwelling house or usual place of abode with _____ a person of suitable age and discretion residing therein whose usual duties or activities include prompt communication of such information to the person served.
3. _____ and by mailing a copy of the summons without the complaint to _____ at _____ the last known address of defendant(s).

All done in Daviess County, Indiana.

Fees: \$ _____

SHERIFF or DEPUTY

Daviness Circuit Court

CIRCUIT AND SUPERIOR COURTS FOR THE COUNTY OF DAVIESS
STATE OF INDIANA
COURTHOUSE, 200 E. WALNUT STREET
WASHINGTON, INDIANA 47501
TELEPHONE: 812 254-8664

PHYLLIS SHARUM, Plaintiff

VS.

No. _____

NELU DANCIU AND
APOLLO EXPRESS, LLC, Defendants

SUMMONS

The State of Indiana to Defendant: Nelu Danciu, 1420 Ridge Road, Lawrenceville, GA 30043

You have been sued by the person(s) named "plaintiff" in the court stated above.

The nature of the suit against you is stated in the complaint which is attached to this document. It also states the demand which the plaintiff has made and wants from you.

You must answer the complaint in writing, by you or your attorney, within Twenty (20) days, commencing the day after you receive this summons, or judgment will be entered against you for what the plaintiff has demanded. You have twenty-three (23) days to answer if this summons was received by mail. **Such Answer Must Be Made In Court.**

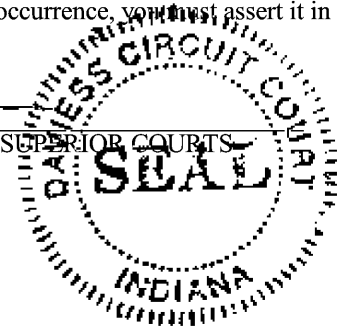
If you have a claim for relief against the plaintiff arising from the same transaction or occurrence, you must assert it in your written answer.

7/17/2020

Date: _____

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

BRADFORD J. SMITH, #22783-47
KEN NUNN LAW OFFICE
104 SOUTH FRANKLIN ROAD
BLOOMINGTON, IN 47404
TELEPHONE: (812) 332-9451/332-9451



ACKNOWLEDGMENT OF SERVICE OF SUMMONS

A copy of the above summons and a copy of the complaint attached thereto were received by me at _____ this ____ day of _____, 2020.

SIGNATURE OF DEFENDANT

PRAECIPE: I designate the following mode of service to be used by the Clerk.

- ☒ By certified or registered mail with return receipt to above address.
- ☐ By Sheriff delivering a copy of summons and complaint personally to defendant or by leaving a copy of the summons and complaint at his dwelling house or usual place of abode with some person of suitable age and discretion residing therein.
- ☐ By _____ delivering a copy of summons and complaint personally to defendant or by leaving a copy of the summons and complaint at his dwelling house or usual place of abode.
- ☐ By serving his agent as provided by rule, statute or valid agreement, to-wit:

KEN NUNN LAW OFFICE

BY: s/Bradford J. Smith
ATTORNEY FOR PLAINTIFF

CERTIFICATE OF MAILING: I certify that on the ___ day of _____, 2020, I mailed a copy of this summons and a copy of the complaint to each of the defendant(s) by (registered or certified mail requesting a return receipt signed by the addressee only, addressed to each of said defendant(s) at the address(es) furnished by plaintiff.

Dated this ___ day of _____, 2020.

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

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CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

CERTIFICATE OF CLERK OF SUMMONS NOT ACCEPTED BY MAIL: I hereby certify that on the ___ day of _____, 2020, I mailed a copy of this summons and a copy of the complaint to the defendant(s) by (registered or certified) mail, and the same was returned without acceptance this ___ day of _____, 2020, and I did deliver said summons and a copy of the complaint to the Sheriff of Daviess County, Indiana.

Dated this ___ day of _____, 2020.

CLERK, DAVIESS CIRCUIT/SUPERIOR COURTS

RETURN OF SUMMONS: This summons came to hand on the ___ day of _____, 2020, and I served the same on the ___ day of _____, 2020.

1. By mailing a copy of the summons and complaint personally to _____ address _____.
2. By delivering a copy of summons and complaint personally to _____.
3. By leaving a copy of the summons and complaint at _____ the dwelling house or usual place of abode of defendant: _____ (Name of Person) and by mailing by first class mail a copy of the summons on the ___ day of _____, 2020 to _____ his last known address.
4. By serving his agent as provided by rule, statute or valid agreement to-wit: _____.
5. Defendant cannot be found in my bailwick and summons was not served.

And I now return this writ this ___ day of _____, 2020.

SHERIFF or DEPUTY

RETURN ON SERVICE OF SUMMONS: I hereby certify that I have served the within summons:

1. By delivery on the ___ day of _____, 2020 a copy of this summons and a copy of the complaint to each of the within named defendant(s) _____.
2. By leaving on the ___ day of _____, 2020 for each of the within named defendant(s) _____, a copy of the summons and a copy of the complaint at the respective dwelling house or usual place of abode with _____ a person of suitable age and discretion residing therein whose usual duties or activities include prompt communication of such information to the person served.
3. _____ and by mailing a copy of the summons without the complaint to _____ at _____ the last known address of defendant(s).

All done in Daviess County, Indiana.

Fees: \$ _____

SHERIFF or DEPUTY

STATE OF INDIANA)
) SS:
 COUNTY OF DAVIESS) CAUSE NO. 14C01-2007-CT-000413

PHYLLIS SHARUM)
)
 Plaintiff,)
)
 v.)
)
 NELU DANCIU AND)
 APOLLO EXPRESS, LLC)
)
 Defendants.)

APPEARANCE FORM (CIVIL)

Responding Party

Case Number: 14C01-2007-CT-000413

/ / Check if *Pro Se*

The undersigned attorney and all attorneys listed on this form now appear in this case for the following:

1. **Nelu Danciu**
Apollo Express, LLC
 Name or names of responding party or parties.
2. Applicable attorney information for service as required by Ind. Trial Rule 5(B)(2) and for case information as required by T.R. 3.1 and 77(B) is as follows:

| | |
|--|--|
| Paul T. Belch | Attorney Number: 18533-49 |
| TRAVELERS STAFF COUNSEL INDIANA | E-Mail: pbelch@travelers.com |
| P. O. Box 64093 | Phone: 317-818-5111 |
| St. Paul, MN 55164-0093 | FAX: 317-818-5124 |
3. There are other party members: Yes _____ No X
4. If first initiating party filing this case, the Clerk is requested to assign this case the following Case Type under Administrative Rule 8(b)(3): _____
5. I will accept service by FAX at the above noted number: Yes ___ No X

6. I will accept service by E-FILE at the above noted email: Yes X No ____
7. This case involves support issues: Yes ____ No X
8. There are related cases: Yes ____ No X
9. This form has been served on all other parties. Certificate of Service attached.
10. Additional information required by local rule: _____

Respectfully submitted,

TRAVELERS STAFF COUNSEL INDIANA

By: /s/ Paul T. Belch
Paul T. Belch, 18533-49

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was filed electronically using the Indiana E-Filing System (IEFS) and served upon the following persons via IEFS on **August 12, 2020**:

Bradford J. Smith
KEN NUNN LAW OFFICE

By: /s/ Paul T. Belch
Paul T. Belch, 18533-49

TRAVELERS STAFF COUNSEL INDIANA
280 East 96th Street, Suite 325, Indianapolis, IN 46240
Mailing Address: P. O. Box 64093, St. Paul, MN 55164-0093
PH (317) 818-5111
FX (317) 818-5124
pbelch@travelers.com

PTB:gb

STATE OF INDIANA)
) SS:
 COUNTY OF DAVIESS) CAUSE NO. 14C01-2007-CT-000413

PHYLLIS SHARUM)
)
 Plaintiff,)
)
 v.)
)
 NELU DANCIU AND)
 APOLLO EXPRESS, LLC)
)
 Defendants.)

**NOTICE OF DEFENDANTS' REMOVAL OF CAUSE
 TO FEDERAL COURT**

Defendants, Nelu Danciu and Apollo Express, LLC, by counsel, hereby provide notice of the removal of this cause from the Daviess County Circuit Court to the United States District Court for the Southern District of Indiana, Evansville Division, pursuant to 28 U.S.C. §§ 1441 and 1446. Pursuant to 28 U.S.C. § 1446(d), the Daviess County Circuit Court is deprived of jurisdiction and shall undertake no further proceedings with respect to this cause.

Respectfully submitted,

TRAVELERS STAFF COUNSEL INDIANA

By: /s/ Paul T. Belch
 Paul T. Belch, 18533-49

CERTIFICATE OF SERVICE

I hereby certify that the foregoing document was filed electronically using the Indiana E-Filing System (IEFS) and served upon the following persons via IEFS on **August 12, 2020**:

Bradford J. Smith
KEN NUNN LAW OFFICE

By: /s/ Paul T. Belch
Paul T. Belch, 18533-49

TRAVELERS STAFF COUNSEL INDIANA
280 East 96th Street, Suite 325, Indianapolis, IN 46240
Mailing Address: P. O. Box 64093, St. Paul, MN 55164-0093
PH (317) 818-5111
FX (317) 818-5124
pbelch@travelers.com

PTB:gb